> closed to warrant a supposition that his pleas of guilty were so unjustly made or accepted as to render the resulting sentence void."

The petitioner seems to ask this Court, in effect, to apply a rule in the enforcement of the due process clause. He seems to assert also that the rule, deduced from the decisions he cites, is that in every case, whatever the circumstances, one charged with crime, who is unable to obtain counsel, must be furnished counsel by the State. Due process of law does not demand that in every case, whatever the circumstances, a State must furnish counsel to a defendant. In *Foster* v. *People of State of Illinois*, 332 U. S. 134, 136, 67 S. Ct. 1716, 91 L. Ed. 1955 (1947): Mr. Justice Frankfurter in delivering the opinion of this Court said at p. 136:

> "The 'due process of law' which the Fourteenth Amendment exacts from the States is a conception of fundamental justice."

Here there is neither proof nor uncontradicted allegation of any miscarriage of justice in accepting the petitioner's pleas of guilty.

VI.

For the reasons hereinbefore set forth, we respectfully submit that the petition for the writ of certiorari should be denied.

LEON GEROFSKY,
County Prosecutor in and for the
County of Somerset, New Jersey,
Of Counsel,
County Administration Building,
Somerville, New Jersey.